



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

RESEARCH APPENDIX - **PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Transfer Requested: 04/27/2005 (Per: MGD)



☞ The 2003 drafting file for LRB 03-2737

has been transferred to the drafting file for

2005 LRB 05-2877

☞ This cover sheet, the final request sheet, and the final version of the 2003 draft were copied on yellow paper, and returned to the original 2003 drafting file.

☞ The attached 2003 draft was incorporated into the new 2005 draft listed above. For research purposes, this cover sheet and the complete drafting file were transferred, as a separate appendix, to the 2005 drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.

06/04/2003 09:36:13 AM

Page 1

2003 DRAFTING REQUEST**Bill**Received: **05/19/2003**Received By: **mdsida**Wanted: **As time permits**

Identical to LRB:

For: **Jeffrey Plale (608) 266-7505**By/Representing: **Jeff V.**This file may be shown to any legislator: **NO**Drafter: **mdsida**

May Contact:

Addl. Drafters:

Subject: **Criminal Law - miscellaneous**Extra Copies: **rlr**Submit via email: **YES**Requester's email: **Sen.Plale@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Graffiti

Instructions:

Redraft 2001 AB622

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mdsida 06/02/2003	jdyer 06/04/2003					S&L Crime
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06/04/2003 09:36:13 AM

Page 2

FE Sent For:

<END>

05/19/2003 09:19:38 AM

Page 1

2003 DRAFTING REQUEST**Bill**Received: **05/19/2003**Received By: **mdsida**Wanted: **As time permits**

Identical to LRB:

For: **Jeffrey Plale (608) 266-7505**By/Representing: **Jeff V.**This file may be shown to any legislator: **NO**Drafter: **mdsida**

May Contact:

Addl. Drafters:

Subject: **Criminal Law - miscellaneous**Extra Copies: **rlr**Submit via email: **YES**Requester's email: **Sen.Plale@legis.state.wi.us**

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1?

mdsida

1 6/4 jld
66/4
J/CPR
6/7

FE Sent For:

<END>

Stays

3
2001 ASSEMBLY BILL 622

November 8, 2001 - Introduced by Representatives PLALE, KRUSICK, STASKUNAS, WALKER, SINICKI, CARPENTER, RICHARDS, SUDER, LA FAVE, JESKEWITZ, RYBA, LASSA, LEIBHAM, SHILLING, F. LASEE and OTT, cosponsored by Senators GROBSCHMIDT, BURKE, DARLING and SCHULTZ. Referred to Committee on Criminal Justice.

Regen

- 1 **AN ACT to amend** 943.017 (2) (d) of the statutes; **relating to:** graffiti and
 2 providing a penalty.

INSA

Analysis by the Legislative Reference Bureau

Under current law, a person who intentionally marks, draws, or writes on or etches onto another person's property without the person's consent may be fined not more than \$10,000 or imprisoned for not more than nine months or both. If, however, the property is reduced in value by more than \$2,500, the maximum term of imprisonment is ten years. This bill lowers the damage threshold at which the longer term of imprisonment may be imposed to \$1,000.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 **SECTION 1.** 943.017 (2) (d) of the statutes, as affected by 2001 Wisconsin Act 16,
 4 is amended to read:

5 943.017 (2) (d) If the total property affected in violation of sub. (1) is reduced
 6 in value by more than \$2,500 \$1,000. For the purposes of this paragraph, property

for the felony version of the offense

INS B

CRIME TAG

PWF

ASSEMBLY BILL 622

SECTION 1

is reduced in value by the amount which it would cost to repair or replace it or to
remove the marking, drawing, writing or etching, whichever is less.

(END)

2003-2004 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2737/lins
MGD:.....

1 **analysis INSERT A**

2 ^{NO}₄ is guilty of a misdemeanor and may be fined not more than \$10,000[✓] or sentenced
3 to the county jail for up to nine months or both[✓]

4 **analysis INSERT B**

5 ^{NO}₄ the person is guilty of a felony and may be fined up to \$10,000[✓] or sentenced to
6 a term of imprisonment (consisting of a term of confinement in state prison followed
7 by a term of extended supervision) of up to three and ^{one-}~~a~~ half years or both. ^{NO}₄

Emery, Lynn

From: Emery, Lynn
Sent: Thursday, June 12, 2003 4:05 PM
To: Sen.Plale
Subject: LRB-2737/1 (attached as requested)



03-2737/1

Lynn Emery
Program Assistant
Legislative Reference Bureau
608-266-3561
lynn.emery@legis.state.wi.us



State of Wisconsin
LEGISLATIVE REFERENCE BUREAU

RESEARCH APPENDIX -
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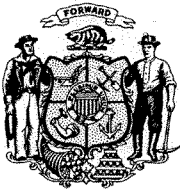
Date Added To File: 06/17/2003 (Per: MGD)



☞ The 2003 drafting file for LRB 03-2737/1
has been copied/added to the 2003 drafting file for
LRB 03b0557

☞ The attached 2003 draft was incorporated into the new 2003 draft listed above. For research purposes, this cover sheet and the attached drafting file were copied on yellow paper (darkened - auto centered - reduced to 90%), and added, as a appendix, to the new 2003 drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.

☞ This cover sheet was added to rear of the original 2003 drafting file. The drafting file was then returned, intact, to its folder and filed.



State of Wisconsin
2003 - 2004 LEGISLATURE

LRB-2737/1
MGD:jld:jf

2003 BILL

1 AN ACT *to amend* 943.017 (2) (d) of the statutes; **relating to:** graffiti and
2 providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, a person who intentionally marks, draws, or writes on or etches onto another person's property without the person's consent is guilty of a misdemeanor and may be fined not more than \$10,000 or sentenced to the county jail for up to nine months or both. If, however, the property is reduced in value by more than \$2,500, the person is guilty of a felony and may be fined up to \$10,000 or sentenced to a term of imprisonment (consisting of a term of confinement in state prison followed by a term of extended supervision) of up to three and one-half years or both. This bill lowers the damage threshold for the felony version of the offense to \$1,000.

Because this bill creates a new crime or revises a penalty for an existing crime, the Joint Review Committee on Criminal Penalties may be requested to prepare a report concerning the proposed penalty and the costs or savings that are likely to result if the bill is enacted.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

BILL

1 **SECTION 1.** 943.017 (2) (d) of the statutes is amended to read:

943.017 (2) (d) If the total property affected in violation of sub. (1) is reduced in value by more than ~~\$2,500~~ \$1,000. For the purposes of this paragraph, property is reduced in value by the amount which it would cost to repair or replace it or to remove the marking, drawing, writing or etching, whichever is less.

6 (END)